## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Kazuhiro HARA

RECEIVED

OCT 0 6 2004

**Technology Center 2100** 

Serial No.

09/309,412

Filed

May 10, 1999

For

DATA TRANSMISSION CONTROLLING METHOD AND DATA

TRANSMISSION SYSTEM

Examiner

Jackson, Jenise E

Art Unit

2131

745 Fifth Avenue New York, NY 10151

Mail Stop Amendment Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

OCT 0 6 2004

**Technology Center 2100** 

Dear Sir:

Transmitted herewith is an amendment in the above-identified application.

No additional fee is required.

The fee has been calculated as shown below.

This is an application of a small entity under 37 CFR 1.9(f), and the amounts shown in parentheses apply.

### Claims as Amended

(1)	(2) Claims remaining after amendment	(3)	(4) Highest number previously paid for	(5) Present extra	(6) Rate	(7) Additional Fee
Total claims	19	Minus	** = 37	* 0 x	\$18 (9)	= \$ 0
Independent claims	2	Minus	*** = 4	* 0 x	\$86 (43)	= \$ 0
		Total additional fee for this amendment				\$0

- If the entry in Column 2 is less than the entry in Column 4, write "0" in Column 5.
- If the highest number of total claims previously paid for is less than 20, write "20" in this space.
- \*\*\* If the highest number of independent claims previously paid for is less than 3, write "3" in this space.

	This application contains a multiple dependent claim. The required fee of \$290(145) has been previously paid $\square$ , or is paid herewith $\square$ .
	This response is being filed within the month following the expiration of the term originally set therefor. This is a petition to request a month extension of time. A check covering the cost of the petition is enclosed.
	A check in the amount of is attached, which covers the cost of $\square$ additional claims $\square$ petition for extension of time.
	Charge \$ to Deposit Account No. 50-0320.
$\boxtimes$	Please charge any additional fees incurred by reason of this response or credit any overpayment to Deposit Account No. 50-0320.

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on September 29, 2004.

Bruno Polito, Reg. No. 38,580

Name of Applicant, Assignee or Registered Representative September 29, 2004 Date of Signature

Respectfully submitted,

FROMMER LAWRENCE & HAUG LLP Attorneys for Applicant(s)

Ву:

Bruno Polito Reg. No. 38,580 Tel: 212-588-0800



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**Applicant** 

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Bruno Polito, Reg. No. 38,580

Name of Applicant, Assignee or Registered Representative

Signature

September 29, 2004

Date of Signature

# <u>AMENDMENT</u>

Mail Stop Amendment Commissioner for Patents P.O. Box 1450 Alexandria, Virginia 22313-1450

Sir:

In response to the Office Action dated June 30, 2004, please amend the aboveidentified application as follows.